

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION**

<b>DEONTA HICKS,</b>	)	<b>Civil Case No. 7:12cv00069</b>
<b>Petitioner,</b>	)	
	)	
<b>v.</b>	)	<b><u>FINAL ORDER</u></b>
	)	
<b>TRACY RAY, <i>et al.</i>,</b>	)	<b>By: Norman K. Moon</b>
<b>Respondents.</b>	)	<b>United States District Judge</b>

In accordance with the memorandum opinion entered this day, it is hereby **ORDERED** that the Hicks' motion for an extension of time (Docket No. 2) is **DENIED** and this action pursuant to 28 U.S.C. § 2254 is **DISMISSED without prejudice** and **STRICKEN** from the active docket of the court.

Further, finding that Hicks has failed to make a substantial showing of the denial of a constitutional right as required by 28 U.S.C. § 2253(c)(1), a certificate of appealability is **DENIED**.

The Clerk of the Court is directed to send a copy of this order and the accompanying memorandum opinion to petitioner.

**ENTER:** This 27th day of February, 2012.

  
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NORMAN K. MOON  
UNITED STATES DISTRICT JUDGE